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## PETITION TO ACCEPT UNINTENTIONALLY DELAYED PAYMENT OF MAINTENANCE FEE IN AN EXPIRED PATENT (37 CFR 1.378 (c))

Docket Number (Optional)

US TO

RECEIVED

Mail to: Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Fax: (571) 273-8300

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NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

Patent No. 6941220 B2

Application Number 09/954,618

Issue Date 09/06/2005

Filing Date 09/11/2001

CAUTION: Maintenance fee (and surcharge, if any) payment must correctly identify: (1) the patent number (or reissue patent number, if a reissue) and (2) the application number of the actual U.S. application (or reissue application) leading to issuance of that patent to ensure the fee(s) is/are associated with the correct patent. 37 CFR 1.365(c) and (d).

Adjustment date: 07/13/2010 CKHLOK  
06/04/2010 DALLEN 00000035 6941220  
01 FC:1599 -2130.00 OP

Also complete the following information, if applicable

The above - identified patent

Is a reissue of original Patent No. \_\_\_\_\_ original issue date. \_\_\_\_\_  
 original application number \_\_\_\_\_ 06/04/2010 DALLEN 00000035 6941220  
 original filing date \_\_\_\_\_ 01 FC:1599 2130.00 OP

resulted from the entry into the U.S. under 35 U.S.C. 371 of international application. \_\_\_\_\_  
 filed on \_\_\_\_\_

## CERTIFICATE OF MAILING (37 CFR 1.89(a))

I hereby certify that this paper (\*along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

05/24/2010

Date

Signature

Lan Q. Ngo, Esq.

Typed or Printed Name of Person Signing Certificate

07/13/2010 CKHLOK 00000035 6941220

[page 1 of 3]

81 FC:1599 -496.00 OP  
82 FC:1598 1540.00 OP

This collection of information is required by 37 CFR 1.378(c). The information is required to obtain or retain a benefit by the public which is to be provided by the USPTO to process an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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## 7. OVERPAYMENT

As to any overpayment made please

 Credit to Deposit Account No. \_\_\_\_\_

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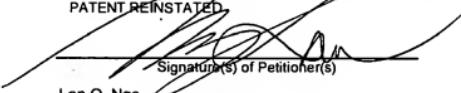
 Send refund check**WARNING:**

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

## 8. STATEMENT

The delay in payment of the maintenance fee to this patent was unintentional.

## 9. PETITIONER(S) REQUEST THAT THE DELAYED PAYMENT OF THE MAINTENANCE FEE BE ACCEPTED AND THE PATENT REINSTATED

  
Signature(s) of Petitioner(s)

05/24/2010

Date

Lan Q. Ngo

50,549

Typed or printed name(s)

Registration Number, if applicable

832-242-2520

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Houston, Texas 77063

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37 CFR 1.378(d) states: "Any petition under this section must be signed by an attorney or agent registered to practice before the Patent and Trademark Office, or by the patentee, the assignee, or other party in interest."

## ENCLOSURES

Maintenance Fee Payment

Surcharge under 37 CFR 1.20(i)(2) (fee for filing the maintenance fee petition)

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